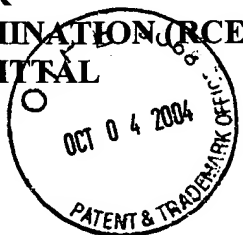


# **REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



Application Number	09/402,737
Filing Date	October 8, 1999
First Named Inventor	Dieter Neuser
Art Unit	1616
Examiner Name	Konata George
Attorney Docket Number	Bayer 10,197.2/ 100717-79

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such
    - ☐ Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
      - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
      - ☐ Other \_\_\_\_\_
    - ☒ Enclosed
      - ☒ Amendment/Reply
      - ☐ Affidavit(s)/Declaration(s)
      - ☐ Information Disclosure Statement (IDS)
      - ☐ Other \_\_\_\_\_
  - Miscellaneous**
    - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
    - ☐ Other \_\_\_\_\_
  - Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
    - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 14-1263

10/05/2004 SZEWDIE1 00000090 141263 09402737

      - ☒ RCE fee required under 37 CFR 1.17(e) 01 FC:1801 790.00 DA
      - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
      - ☐ Other \_\_\_\_\_
    - ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
    - ☐ Payment by credit card (Form PTO 2038 enclosed)
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## **SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print / Type)	Theodore A. Gottlieb	Registration No. (Attorney / Agent)	42,597
Signature	<i>Theodore Gottlieb</i>	Date	October 1, 2004

## **CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Agata Glinska	Date	October 1, 2004
Signature	<i>Agata Glinska</i>		

This collection of information is required by 37 CFR 1.114. This information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.